

SENATE BILL 188

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B2

2001 Regular Session
(11r1288)

ENROLLED BILL
-- Budget and Taxation/Appropriations --

Introduced by **Senators Forehand, Hogan, and Teitelbaum**

Read and Examined by Proofreaders:

Proofreader.

Proofreader.

Sealed with the Great Seal and presented to the Governor, for his approval this
____ day of _____ at _____ o'clock, ____ M.

President.

CHAPTER _____

1 AN ACT concerning

2 **Creation of a State Debt - Montgomery County - Hospice Caring**

3 FOR the purpose of authorizing the creation of a State Debt not to exceed ~~\$100,000~~
4 \$50,000, the proceeds to be used as a grant to the Board of Directors of Hospice
5 Caring, Inc. for certain development or improvement purposes; providing for
6 disbursement of the loan proceeds, subject to a requirement that the grantee
7 provide and expend a matching fund; and providing generally for the issuance
8 and sale of bonds evidencing the loan.

9 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
10 MARYLAND, That:

11 (1) The Board of Public Works may borrow money and incur indebtedness on
12 behalf of the State of Maryland through a State loan to be known as the Montgomery
13 County - Hospice Caring Loan of 2001 in a total principal amount equal to the lesser
14 of (i) ~~\$100,000~~ \$50,000 or (ii) the amount of the matching fund provided in accordance
15 with Section 1(5) below. This loan shall be evidenced by the issuance, sale, and
16 delivery of State general obligation bonds authorized by a resolution of the Board of

1 Public Works and issued, sold, and delivered in accordance with §§ 8-117 through
2 8-124 of the State Finance and Procurement Article and Article 31, § 22 of the Code.

3 (2) The bonds to evidence this loan or installments of this loan may be sold as
4 a single issue or may be consolidated and sold as part of a single issue of bonds under
5 § 8-122 of the State Finance and Procurement Article.

6 (3) The cash proceeds of the sale of the bonds shall be paid to the Treasurer
7 and first shall be applied to the payment of the expenses of issuing, selling, and
8 delivering the bonds, unless funds for this purpose are otherwise provided, and then
9 shall be credited on the books of the Comptroller and expended, on approval by the
10 Board of Public Works, for the following public purposes, including any applicable
11 architects' and engineers' fees: as a grant to the Board of Directors of Hospice Caring,
12 Inc. (referred to hereafter in this Act as "the grantee") for the planning, design, repair,
13 renovation, reconstruction, and capital equipping of 502 S. Frederick Avenue,
14 Gaithersburg, so that it can be used as a nonmedical hospice for terminally ill
15 ambulatory patients.

16 (4) An annual State tax is imposed on all assessable property in the State in
17 rate and amount sufficient to pay the principal of and interest on the bonds, as and
18 when due and until paid in full. The principal shall be discharged within 15 years
19 after the date of issuance of the bonds.

20 (5) Prior to the payment of any funds under the provisions of this Act for the
21 purposes set forth in Section 1(3) above, the grantee shall provide and expend a
22 matching fund. No part of the grantee's matching fund may be provided, either
23 directly or indirectly, from funds of the State, whether appropriated or
24 unappropriated. The fund may consist of real property, in kind contributions, or funds
25 expended prior to the effective date of this Act. In case of any dispute as to the amount
26 of the matching fund or what money or assets may qualify as matching funds, the
27 Board of Public Works shall determine the matter and the Board's decision is final.
28 The grantee has until June 1, 2003, to present evidence satisfactory to the Board of
29 Public Works that a matching fund will be provided. If satisfactory evidence is
30 presented, the Board shall certify this fact and the amount of the matching fund to
31 the State Treasurer, and the proceeds of the loan equal to the amount of the matching
32 fund shall be expended for the purposes provided in this Act. Any amount of the loan
33 in excess of the amount of the matching fund certified by the Board of Public Works
34 shall be canceled and be of no further effect.

35 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
36 June 1, 2001.

